

**DIVISIONAL-CONTINUATION APPLICATION TRANSMITTAL FORM**  
**UNDER RULE 1.53(b) (former Rule 1.60)**

DOCKET NUMBER	ANTICIPATED CLASSIFICATION OF THIS APPLICATION:		PRIOR APPLICATION SERIAL NUMBER:	PRIOR APPLICATION FILING DATE:
ROE-040C5	CLASS:	SUBCLASS:	EXAMINER: D. SHAY	ART UNIT: 3311

ASSISTANT COMMISSIONER FOR PATENTS  
 BOX PATENT APPLICATION  
 WASHINGTON, DC 20231

**CERTIFICATION UNDER 37 CFR 1.10**

Date of Deposit: November 30, 1998

Mailing Label Number: EI288736036US

I hereby certify that this 37 CFR 1.53(b) request and the documents referred to as attached therein are being deposited with the United States Postal Service on the date indicated above in an envelope as "Express Mail Post Office to Addressee" service under 37 CFR 1.10 and addressed to the Assistant Commissioner for Patents, Box Patent Application, Washington, D.C. 20231.

THOMAS J. ENGELDE WER  
 Name of Person Mailing Paper

[Signature]  
 Signature of Person Mailing Paper

jc549 U.S. PTO  
 09/201072  
 11/30/98

Dear Sir:

This is a request for filing a ☒ continuation ☐ divisional application under 37 CFR 1.53(b), of pending prior application serial no. 08/411,581, filed 03/29/95, which is a continuation of 08/049,147, filed 04/19/93, which is a divisional of 07/568,348, filed 08/15/90, which is a continuation of 07/257,760, filed 10/14/88, which is a continuation of 07/014,990, filed 02/17/87, which is a continuation 06/761,188, filed 07/31/85, entitled INFRARED LASER CATHETER SYSTEM.

1. ☒ Enclosed is a copy of the latest inventor signed application, including the oath or declaration as originally filed. The copy of the enclosed papers is as follows:
- ☒ 21 page(s) of specification
  - ☒ 11 page(s) of claims
  - ☒ 1 page of abstract
  - ☒ 6 sheet(s) of drawing
  - ☒ 1 page of declaration and power of attorney.

I hereby verify that the attached papers are a true copy of the prior complete application serial no. 08/411,581 as originally filed on March 29, 1995.

2. ☐ A verified statement to establish small entity status under 37 CFR 1.9 and 1.27, a copy of which is enclosed, was filed in the prior application and such status is still proper and desired (37 CFR 1.28(a)).
3. ☒ The filing fee is calculated below:

	NUMBER OF CLAIMS FILED			NUMBER EXTRA
TOTAL	* 1	MINUS	** 20	=0
INDEP.	* 1	MINUS	*** 3	=0
<input type="checkbox"/> MULTIPLE DEPENDENT CLAIMS				

SMALL ENTITY		OR	OTHER THAN A SMALL ENTITY	
RATE	FEE		RATE	FEE
x 11 =	\$0.00		x 18 =	\$0.00
x 41 =	\$0.00		x 78 =	\$0.00
+135 =	\$0.00		+ 260 =	\$0.00
BASIC FEE	\$0.00		BASIC FEE	\$760.00
TOTAL	0	OR	TOTAL	\$760.00

4. ☒ The Commissioner hereby authorized to charge any additional fees which may be required, or credit any overpayment, to Deposit Account No. 14-1449. A duplicate copy of this sheet is enclosed.
5. ☒ A check in the amount of \$760.00 is enclosed for payment of the filing fee.
6. ☒ Cancel in this application original claims 2-43 of the prior application before calculating the filing fee. (At least one original independent claim must be retained for filing purposes.)
7. ☐ A preliminary amendment will be filed shortly. (Claims added by this amendment have been properly numbered consecutively beginning with the number next following the highest numbered original claims in the prior application.)
8. ☒ Amend the specification by inserting before the first line the sentences: "This application is a continuation of application serial no. 08/411,581, filed 03/29/95, which is a continuation of 08/049,147, filed 04/19/93, which is a divisional of 07/568,348, filed 08/15/90, which is a continuation of 07/257,760, filed 10/14/88, which is a continuation of 07/014,990, filed 02/17/87, which is a continuation 06/761,188, filed 07/31/85. The contents of all of the aforementioned application(s) are hereby incorporated by reference."
9. ☐ Please abandon said prior application as of the filing date accorded this application. A duplicate copy of this transmittal is enclosed for filing in the prior application file. (May be used if signed by person authorized by §1.138 and before payment of base issue fee.)
10. ☒ Letter to the Official Draftsman enclosing FIGS. 6, 7, 8, 9, 10, 11 and 11A-11C.
11. ☐ Priority of application serial no. \_\_\_\_\_ filed on \_\_\_\_\_ in \_\_\_\_\_ is claimed under 35 U.S.C. §119.
  - ☐ The certified copy has been filed in prior application serial no. \_\_\_\_\_ filed on \_\_\_\_\_.
  - ☐ The certified copy will follow.
12. ☒ Revocation of Prior Powers of Attorney and Appointment of New Power of Attorney.
13. ### A \_\_\_\_\_ month extension of time has been submitted in the parent application Serial No. \_\_\_\_\_ in order to establish copendency with the present application.
14. ### Also enclosed is/are .
15. ### \_\_\_\_\_ The power of attorney in the prior application is to \_\_\_\_\_
  - a. ### The power appears in the original papers in the prior application.
  - b. ☒ Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.
  - c. ☐ A new power has been executed and is attached.
16. ☒ Address all future communications (May only be completed by applicant, or attorney or agent of record) to Thomas J. Engellenner, Esq. whose address is:
 

Nutter, McClennen & Fish, LLP  
One International Place  
Boston, Massachusetts 02110
17. ☒ Any requests for extensions of time necessary in a parent application for establishing copendency between this application and a parent application are hereby requested and the Commissioner is authorized to charge any fee associated with such an extension to Deposit Account No. 14-1449.

18. ☐ Pursuant to 37 CFR 1.821(e), the computer readable form of the sequence listing for this new application is to be identical with the computer readable form of application serial no. \_\_\_\_\_. Please use the computer readable form of application serial no. \_\_\_\_\_ in lieu of filing a duplicate computer readable form in this application. Pursuant to 37 CFR 1.821(f), the content of the paper copy of the sequence listing for this new application and the computer readable form of application serial no. \_\_\_\_\_ are the same.

November 30, 1998

Date

Nutter, McClennen & Fish, LLP  
One International Place  
Boston, Massachusetts 02110  
Tel. (617) 439-2948

  
Thomas J. Engellenner

Reg. No. 28,711

- ☐ inventor(s) ☐ filed under §1.34(a)  
☐ assignee of complete interest  
☒ attorney or agent of record

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Edward L. Sinofsky  
Serial No.: --  
Filed: Herewith  
For: INFRARED LASER CATHETER SYSTEM

Examiner: David Shay  
Art Unit: 3309

Hon. Commissioner of Patents  
and Trademarks  
Washington D.C. 20231  
Attn: Official Draftsman

LETTER TO OFFICIAL DRAFTSMAN

Sir:

Approval is respectfully requested to correct certain errors in the reference numerals in Figures 8, 9, 10, and 11. The proposed corrections are shown in red on the attached photocopies.

In particular, in Figure 8, reference numerals 60-68 have been changed to 160, 162, 164 and 168 respectively. In Figure 9, the reference numeral 62 has been changed to reference numeral 262, reference numeral 58 has been changed to reference numeral 158, and reference numeral 64 has been changed to reference numeral 264. A corresponding change was made in

L.P.  
2-20-9  
#2/Draftman  
Letter

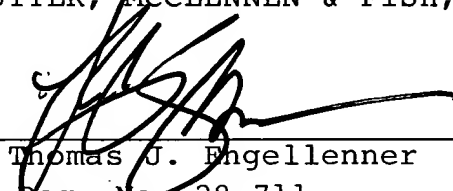
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SECRET

Figure 10. In Figure 11, reference numeral 60 was changed to reference numeral 260.

Respectfully submitted,

NUTTER, MCCLENNEN & FISH, LLP

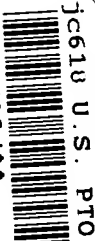
By

  
Thomas J. Engellenner  
Reg. No. 28,711

One International Place  
Boston, MA 02110  
617-439-2948  
November 30, 1998

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11/30/98



jc618 U.S. PTO

**DIVISIONAL-CONTINUATION APPLICATION TRANSMITTAL FORM**  
**UNDER RULE 1.53(b) (former Rule 1.60)**

2. Paul K. Page 1 of 3  
 2-20-98  
 #3/Pre Audit A  
 A

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THOMAS J. ENGELKE, JR.  
 Name of Person Mailing Paper

[Signature]  
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## SMALL ENTITY

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0920107-113098

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*[Handwritten signature]*

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- ☐ inventor(s) ☐ filed under §1.34(a)  
☐ assignee of complete interest  
☒ attorney or agent of record

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960ETT 270T0260

